



DEPARTMENT OF THE AIR FORCE

ARLINGTON, VA 22202-3258

Office of the Deputy General Counsel

VIA FEDEX

SAF/GCR
1235 S. Clark Street
Suite 301
Arlington, VA 22202

MAR 23 2012

Mr. Jeffrey Jenkins
c/o Technical Innovative Concepts, Inc.
5350 S Western Ave Ste 400
Oklahoma City, OK 73109

Re: Notice of Debarment

Mr. Jenkins:

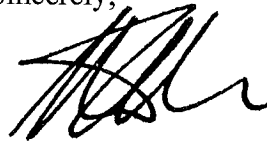
Effective this date, the Air Force has debarred you, Jeffrey Jenkins, from Government contracting and from directly or indirectly receiving the benefits of federal assistance programs. This action is initiated pursuant to Federal Acquisition Regulation (FAR) Subpart 9.4, Defense FAR Supplement 209.4 and Appendix H, and 2 C.F.R. Part 1125.

On February 10, 2012, the Air Force proposed you for debarment and afforded you the opportunity to submit information and argument in opposition to your proposed debarment. You were issued a Notice of Proposed Debarment and a Memorandum in Support of the Proposed Debarment. You have not responded.

I have carefully considered all information contained in the Administrative Record and determined that a preponderance of the evidence establishes the existence of a cause for your debarment, and you have failed to demonstrate your present responsibility. I have, therefore, concluded that debarment is in the public interest and necessary to protect the Government's interests.

The effects of debarment are set forth in the Notice of Proposed Debarment issued to you, as well as in FAR Subpart 9.4, Defense FAR Supplement 209.4 and Appendix H, and 2 C.F.R. Part 1125, which are provided on our website at: <http://www.safgc.hq.af.mil/organizations/gcr1/index.asp>. Your debarment is effective immediately and will run from the date of your proposed debarment, February 10, 2012. Your debarment will terminate on February 9, 2015.

Sincerely,

A handwritten signature in black ink, appearing to read 'S. Shaw', with a stylized flourish at the end.

STEVEN A. SHAW
Deputy General Counsel
(Contractor Responsibility)



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Mr. Jan Whithers-Jenkins
c/o Technical Innovative Concepts, Inc.
5350 S Western Ave Ste 400
Oklahoma City, OK 73109

Re: Notice of Debarment

Mr. Whithers-Jenkins:

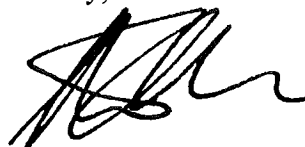
Effective this date, the Air Force has debarred you, Jan Whithers-Jenkins, from Government contracting and from directly or indirectly receiving the benefits of federal assistance programs. This action is initiated pursuant to Federal Acquisition Regulation (FAR) Subpart 9.4, Defense FAR Supplement 209.4 and Appendix H, and 2 C.F.R. Part 1125.

On February 10, 2012, the Air Force proposed you for debarment and afforded you the opportunity to submit information and argument in opposition to your proposed debarment. You were issued a Notice of Proposed Debarment and a Memorandum in Support of the Proposed Debarment. You have not responded.

I have carefully considered all information contained in the Administrative Record and determined that a preponderance of the evidence establishes the existence of a cause for your debarment, and you have failed to demonstrate your present responsibility. I have, therefore, concluded that debarment is in the public interest and necessary to protect the Government's interests.

The effects of debarment are set forth in the Notice of Proposed Debarment issued to you, as well as in FAR Subpart 9.4, Defense FAR Supplement 209.4 and Appendix H, and 2 C.F.R. Part 1125, which are provided on our website at: <http://www.safgc.hq.af.mil/organizations/gcr1/index.asp>. Your debarment is effective immediately and will run from the date of your proposed debarment, February 10, 2012. Your debarment will terminate on February 9, 2015.

Sincerely,

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STEVEN A. SHAW
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MAR 23 2012

Technical Innovative Concepts, Inc.
Attn: Mr. Jan Whithers-Jenkins
CEO
5350 S Western Ave Ste 400
Oklahoma City, OK 73109

Re: Notice of Debarment

Mr. Whithers-Jenkins:

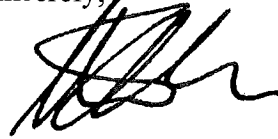
Effective this date, the Air Force has debarred Technical Innovative Concepts, Inc. (DUNS No.: 02-638-6180), from Government contracting and from directly or indirectly receiving the benefits of federal assistance programs. This action is initiated pursuant to Federal Acquisition Regulation (FAR) Subpart 9.4, Defense FAR Supplement 209.4 and Appendix H, and 2 C.F.R. Part 1125.

On February 10, 2012, the Air Force proposed Technical Innovative Concepts, Inc. for debarment and afforded it the opportunity to submit information and argument in opposition to its proposed debarment. Technical Innovative Concepts, Inc. was issued a Notice of Proposed Debarment and a Memorandum in Support of the Proposed Debarment. Technical Innovative Concepts, Inc. has not responded.

I have carefully considered all information contained in the Administrative Record and determined that a preponderance of the evidence establishes the existence of a cause for debarment, and Technical Innovative Concepts, Inc. has failed to demonstrate its present responsibility. I have, therefore, concluded that debarment is in the public interest and necessary to protect the Government's interests.

The effects of debarment are set forth in the Notice of Proposed Debarment, as well as in FAR Subpart 9.4, Defense FAR Supplement 209.4 and Appendix H, and 2 C.F.R. Part 1125, which are provided on our website at: <http://www.safgc.hq.af.mil/organizations/gcr1/index.asp>. Technical Innovative Concepts, Inc.'s debarment is effective immediately and will run from the date of its proposed debarment, February 10, 2012. Technical Innovative Concepts, Inc.'s debarment will terminate on February 9, 2015.

Sincerely,

A handwritten signature in black ink, appearing to read 'S. Shaw', with a stylized flourish at the end.

STEVEN A. SHAW
Deputy General Counsel
(Contractor Responsibility)



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ARLINGTON, VA 22202-3258

FEB 10 2012

Office Of The Deputy General Counsel

MEMORANDUM IN SUPPORT OF THE PROPOSED DEBARMENTS OF:

TECHNICAL INNOVATIVE CONCEPTS, INC.
JAN WHITHERS-JENKINS
JEFFREY JENKINS

Effective this date, the Air Force has proposed the debarments of Technical Innovative Concepts, Inc. (TIC), Mr. Jan Whithers-Jenkins (Mr. Whithers-Jenkins), and Jeffrey Jenkins (Mr. Jenkins) from Government contracting and from directly or indirectly receiving the benefits of federal assistance programs. This action is initiated pursuant to Federal Acquisition Regulation (FAR) Subpart 9.4.

INFORMATION IN THE RECORD

Information in the record establishes by a preponderance of the evidence that at all times relevant hereto:

1. TIC is a government contractor located in Oklahoma.
2. Mr. Whithers-Jenkins is Chief Executive Officer of TIC, and Mr. Jenkins incorporated TIC and is a principal.
3. On April 17, 2008, the Air Force awarded TIC Contract No. FA4814-08-P-0113 (contract) for \$102,416.21 to provide preventive maintenance at MacDill Air Force Base (MacDill AFB) on certain equipment.
4. TIC failed to satisfactorily perform the contract requirements, including failing to make repairs, failing to make repairs within the quoted timeframes, failing to provide required paperwork or updates on the progress of repairs, and failing to provide certifications for equipment as required by the Performance Work Statement. This resulted in barrier systems at MacDill AFB becoming inoperational posing a serious security and safety hazard to MacDill AFB.
5. On October 4, 2010, and October 26, 2010, respectively, the Air Force issued both a Cure Notice and a Show Cause Notice.
6. TIC did not respond to either notice or to otherwise address the Air Force's concerns.
7. On November 29, 2010, after finding that TIC anticipatorily repudiated the contract and failed to address the Air Force's concerns, the Air Force terminated its contract with TIC for default pursuant to FAR 52.249-8 Alt 1, Default (Fixed-Price Supply and Service).

BASES FOR THE PROPOSED DEBARMENTS

1. The improper conduct of TIC is of so serious or compelling a nature that it affects its present responsibility to be a Government contractor or subcontractor and provides a separate independent basis for its debarment pursuant to FAR 9.406-2(c).
2. TIC's history of failure to perform or of unsatisfactory performance of one or more contracts is of so serious or compelling a nature that it affects its present responsibility to be a Government contractor or subcontractor and provides a separate independent basis for its debarment pursuant to FAR 9.406-2(b)(1)(i)(B).
3. TIC's willful failure to perform in accordance with the terms of one or more contracts is of so serious or compelling a nature that it affects its present responsibility to be a Government contractor or subcontractor and provides a separate independent basis for its debarment pursuant to FAR 9.406-2(b)(1)(i)(A).

Affiliation

4. Pursuant to FAR 9.406-1(b), debarments may be extended to the affiliates of a contractor. Mr. Whithers-Jenkins, Mr. Jenkins, and TIC are affiliates, as defined at FAR 9.403 (Affiliates), because directly or indirectly, either one has the power to control the other or a third party has the power to control both. The affiliation of Mr. Whithers-Jenkins, Mr. Jenkins, and TIC provides a separate independent basis for the debarments of Mr. Whithers-Jenkins and Mr. Jenkins.

Imputation

5. Pursuant to FAR 9.406-5(b), the seriously improper conduct of TIC is imputed to Mr. Whithers-Jenkins and Mr. Jenkins because as officers, directors, shareholders, partners, employees or other persons associated with TIC, they participated in, knew of, or had reason to know of TIC's improper conduct. The imputation of TIC's conduct to Mr. Whithers-Jenkins and Mr. Jenkins provides a separate independent basis for the debarments of Mr. Whithers-Jenkins and Mr. Jenkins.



STEVEN A. SHAW
Deputy General Counsel
(Contractor Responsibility)